

9 Excerpted testimony of Thomas Rodella, Jr.,
10 Transcript of Jury Trial before The Honorable James
11 O. Browning, United States District Judge,
12 Albuquerque, Bernalillo County, New Mexico, on
13 September 25, 2014.

15 For the Plaintiff: Ms. Tara C. Neda
16 Mr. Jeremy Pena
17 For the Defendant Thomas Rodella, Sr.:
18 Ms. Louren M. Olivero
19 Mr. Robert J. Gorence

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1 everything you do, you suffer from the poor
2 concentration that we've already talked about;
3 right?

4 A. Oh, yes.

5 Q. Okay. And then you have problems with
6 your memory. Although I heard you testify earlier
7 you don't, but you have difficulties with your
8 memory, don't you? Both short- and long-term and
9 you have reported that, didn't you?

10 A. Not that I recall, no.

11 Q. Okay.

12 MR. GORENCE: Your Honor? At this point
13 can I get a copy of the -- can we approach for a
14 second?

15 THE COURT: You may.

16 (The following proceedings were held at
17 the bench.)

18 THE COURT: Do you have a copy of it?

19 MR. GORENCE: I know they were provided to
20 Mr. Bowles and then the case was dismissed. I have
21 never seen the medical reports and she's
22 cross-examining on it, and I would like all of them.

23 MS. NEDA: That's right, I am
24 cross-examining him. I gave it to Mr. Bowles and I
25 said, "Please give this to Mr. Gorence. I don't

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1 want to make that decision of invading the privacy
2 of his client."

3 Now, you know Mr. Bowles and Mr. Gorence
4 work together. And you know Mr. Gorence knew full
5 well I was going to come in here with this
6 information. So once again, my direct
7 examination -- excuse me, my cross-examination --

8 THE COURT: Mr. Bowles? Mr. Bowles?

9 MR. BOWLES: Yes, Your Honor.

10 (Mr. Bowles approached the bench.)

11 THE COURT: Do you have them in a nice
12 little set I could Xerox?

13 MS. NEDA: I don't. I have one set.

14 THE COURT: Do you have a set, though,
15 that you can hand --

16 MS. NEDA: It's this, and I have it all
17 tabbed. So Mr. Bowles can provide a set if he has
18 it.

19 THE COURT: Do you have any problem with
20 the Government giving Mr. Gorence a copy of
21 Mr. Rodella, Jr.'s medical records?

22 MR. BOWLES: No, Your Honor.

23 THE COURT: All right. Well, I got to get
24 a set into his hands. Do you have the set that was
25 given to --

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1 MR. BOWLES: I do, and they're at my
2 office.

3 THE COURT: At your office?

4 MR. BOWLES: I could have somebody get
5 them. They're at the Bank of the West. I could
6 have somebody bring them over.

7 THE COURT: Can you do that? Is it a
8 complete set? It's pretty intact?

9 MR. BOWLES: Yes, Your Honor. Ms. Neda
10 e-mailed those to me, so I could just hit the
11 attachment. I think they're already printed.

12 THE COURT: Are you going through the
13 medical records right now?

14 MS. NEDA: That's what I'm doing right
15 now.

16 THE COURT: Was it sent by e-mail?

17 MS. NEDA: Yes.

18 THE COURT: Can you just have them e-mail
19 it to her? Can you have somebody e-mail it to
20 Ms. Wild.

21 MS. NEDA: I would prefer Mr. Bowles do
22 that.

23 MR. BOWLES: I can do that.

24 THE COURT: You can have it e-mailed to
25 Ms. Wild. Send it protected. We'll print it out

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